

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Kenji TAKEDA

Date: November 8, 2001

Serial No.:

Group Art Unit:

Filed:

Examiner:

For: DATA COMMUNICATION SYSTEM, DATA COMMUNICATION METHOD, AND
RECORDING MEDIUM WITH DATA COMMUNICATION PROGRAM RECORDED
THEREON

Asst. Commissioner for Patents
Washington, D.C. 20231

AMENDMENT/SUBMISSION

Prior to examination, please amend the application as follows.

FEE CALCULATION

Any additional fee required has been calculated as follows:

_____ If checked, "Small Entity" status is claimed.

	NO. CLAIMS AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR		EXTRA PRESENT		RATE	ADDIT. FEE
TOTAL	15	MINUS	20	* =	0	X	(\$9 SE or \$18)	\$
INDEP.	6	MINUS	3	** =	3	X	(\$42 SE or \$84)	\$ 252.00
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM						X	(\$140 SE or \$280)	\$

* not less than 20 ** not less than 3

TOTAL \$ 252.00

If any additional payment is required, a check which includes the calculated fee of
\$252.00 (OFGS Check No. 7242) is attached.

In the event the actual fee is greater than the payment submitted or is inadvertently not
enclosed or if any additional fee during the prosecution of this application is not paid, the Patent
Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

CONTINGENT EXTENSION REQUEST

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 C.F.R. § 1.136(a), to extend the time for filing a response to the outstanding Office Action by the number of months which will avoid abandonment under 37 C.F.R. § 1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

AMENDMENTS

 X If checked, amendment(s) to the specification and/or claims are submitted herewith.

1. If checked, an abstract is submitted as the last page of Appendix A.

2. Specification:

Please delete the paragraph(s)/section(s) beginning at page, _____ and replace such paragraph(s)/section(s) pursuant to 37 C.F.R. § 1.121(b)(ii) with the “clean” version attached hereto as Appendix A. Entry is respectfully requested. A version with markings to show the changes made pursuant to 37 C.F.R. § 1.121(b)(iii) is attached hereto as Appendix B.

3. Claims:

Please cancel claims _____ without prejudice.

Please amend claim 11 and add new claims 12-15 pursuant to 37 C.F.R. § 1.121(c)(i) as set forth in the “clean” version attached hereto as Appendix A. Entry is respectfully requested. A version with markings to show the changes made pursuant to 37 C.F.R. § 1.121(c)(ii) is attached hereto as Appendix B.

 If checked, the optional complete set of “clean” claims pursuant to 37 C.F.R. § 1.121(c)(3) is attached hereto as Appendix C.

REMARKS/ARGUMENT

This Preliminary Amendment is being submitted to change the multiple dependent claim to a single dependent claim in order to reduce the government filing fee.

EXPRESS MAIL CERTIFICATE

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail to Addressee (mail label # EL918243095US) in an envelope addressed to: Asst. Commissioner for Patents, Washington, D.C. 20231, on November 8, 2001:

Dorothy Jenkins

Name of Person Mailing Correspondence,



Signature

November 8, 2001

Date of Signature

Respectfully submitted,



Max Moskowitz

Registration No.: 30,576

OSTROLENK, FABER, GERB & SOFFEN, LLP

1180 Avenue of the Americas

New York, New York 10036-8403

Telephone: (212) 382-0700

SIW/MM:jc

00537722.1

APPENDIX A
“CLEAN” VERSION OF EACH PARAGRAPH/SECTION/CLAIM
37 C.F.R. § 1.121(b)(ii) AND (c)(i)

CLAIMS (with indication of amended or new):

(Amended) 11. A computer readable recording medium comprising, recorded thereon, a program which is used in executing the data communication method according to claim 6 by means of a computer.

(New) 12. A computer readable recording medium comprising, recorded thereon, a program which is used in executing the data communication method according to claim 7 by means of a computer.

(New) 13. A computer readable recording medium comprising, recorded thereon, a program which is used in executing the data communication method according to claim 8 by means of a computer.

(New) 14. A computer readable recording medium comprising, recorded thereon, a program which is used in executing the data communication method according to claim 9 by means of a computer.

(New) 15. A computer readable recording medium comprising, recorded thereon, a program which is used in executing the data communication method according to claim 10 by means of a computer.

APPENDIX B
VERSION WITH MARKINGS TO SHOW CHANGES MADE
37 C.F.R. § 1.121(b)(iii) AND (c)(ii)

CLAIMS:

11. A computer readable recording medium comprising, recorded thereon, a program which is used in executing the data communication method according to [any one of claims 6 to 10] claim 6 by means of a computer.

00537722.1